



## MEMO ENDORSED

HON. SYLVIA O. HINDS-RADIX  
Corporation Counsel

THE CITY OF NEW YORK  
LAW DEPARTMENT  
100 CHURCH STREET  
NEW YORK, NEW YORK 10007

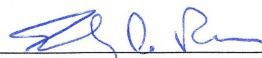
FELIX DE JESUS  
Assistant Corporation Counsel  
felixdej@law.nyc.gov  
Phone: (212) 356-2377  
Fax: (212) 356-1148

February 13, 2023

**VIA ECF**

Honorable Edgardo Ramos  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, N.Y. 10007

City Defendant's request to stay all discovery deadlines until May 8, 2023, except for the question of the identity of the Jane Doe police officer, is granted. SO ORDERED.

  
Edgardo Ramos, U.S.D.J.  
Dated: February 21, 2023  
New York, New York

Re: Rahul Sharma v. The City of New York, et. al.,  
21-CV-10892 (ER)

Your Honor:

I am an Assistant Corporation Counsel in the Office of Honorable Sylvia O. Hinds-Radix, Corporation Counsel of the City of New York, representing defendants City of New York, Bill De Blasio, Dermont Shea, Terence Monahan, Stephen Latalardo, Brianna Carlo, and Michael Ashford (hereinafter "City Defendants") in the above-referenced action. City Defendants write to respectfully request that the Court stay the instant matter until May 8<sup>th</sup>, 2023 because the undersigned has been selected for jury duty. Plaintiff's counsel does not consent to this request.

By way of background, plaintiff alleges that, on May 31, 2020, while at or around the intersection of 40<sup>th</sup> Street and 6<sup>th</sup> Avenue in Manhattan lawfully participating in a protest, an officer shoved plaintiff into and over another officer with a bicycle. *See* Civil Docket ¶ 1. Plaintiff further alleges that, although plaintiff stood up, apologized, and began to leave, Latalardo ordered officers to "collar him and fucking arrest him." *Id.* Plaintiff further alleges that he was handcuffed and was later given summonses and released from custody. *Id.* Plaintiff now brings claims for, *inter alia*, false arrest, excessive force, malicious prosecution, and *Monell. Id.*

On February 9, 2023, the undersigned was selected for grand jury duty and, upon information and belief, will be engaged for three months - from February 14<sup>th</sup>, 2023 to May 5<sup>th</sup>, 2023. I am expected to be in Court every day during this time period, during the majority of the work day, and will have limited access to my email.

City Defendants respectfully submit that plaintiff will not be prejudiced in any way if Your Honor is inclined to grant this request. To date, initial disclosures have already been exchanged. As part of initial disclosures, City Defendants' have produced relevant documents including, but

not limited to, the summonses at issue, the certificate of dispositions, the notice of claim, the 50-h transcript, and several body-worn camera videos. With the exception of one police officer (Jane Doe #1), plaintiff's counsel is aware of the identity of the other defendants in this case. As such, there does not appear to be any issue or concern regarding the statute of limitation. Moreover, fact discovery is not scheduled to close until May 30, 2023.

As such, defendants respectfully request that the Court stay the instant matter until May 8<sup>th</sup>, 2023.<sup>1</sup> Thank you for your consideration herein.

Respectfully submitted,



Felix De Jesus  
Assistant Corporation Counsel  
Special Federal Litigation Division

cc: **VIA ECF**  
*All attorneys of record*

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<sup>1</sup> Magistrate Judge Cheryl L. Pollack granted a similar stay request in the matter of Ramsey Smith v. The City of New York, et. al., 21-CV-4157 (HG) (CLP).